## COMMONWEALTH OF MASSACHUSETTS State Building Code (780 CMR) Appeals Board Board's Ruling on Appeal<sup>1</sup>

**Docket No. 08-576** 

Appellant(s): Matthew Siska

VZ. Appellee(s):

City/Town of Cambridge

Michael Grover

## Procedural History

This matter came before the State Building Code Appeals Board ("Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, the Appellant requested that the Board grant him a variance from 780 CMR 1011.3, for 1805 Cambridge Street, Cambridge, MA a.k.a. Littauer Hall, Harvard University. In accordance with GL c. 30A, §§10 & 11; GL c. 143, §100; 801 CMR 1.02 et. seq.; and 780 CMR 122.3.4, the Board convened a public hearing on June 5, 2008 where all interested parties were provided with an opportunity to testify and present evidence to the Board.

The Appellant appeared for the hearing pro se. Others were present as well as indicated on the sign in sheet which is on file at the Department of Public Safety.

## Discussion

A motion was made to grant the Appellant's request for a variance from 780 CMR 1011.3, for the clear aisle width based on the testimony which indicates there is access from the study carrel areas directly back to the code compliant egress paths, and based on the limited amount of occupants and somewhat controlled environment in the building. There was a second on the motion and a board vote was taken, which was unanimous.

## Conclusion

The Appellant's request for a variance from 780 CMR 1011.3, is hereby granted and so ordered<sup>2</sup> on this date: June 5, 2008.

<sup>2</sup>In accordance with M.G.L. c. 30A, §14, any person aggrieved by this decision may appeal to the Superior Court within 30 days after the date of this decision.

<sup>1</sup> This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place, Room 1301, Boston, MA 02108